

**LEWIS  
AND  
ROCA**  
— LLP —  
LAWYERS

3993 Howard Hughes Parkway, Suite 600  
Las Vegas, NV 89169-5996  
Facsimile (702) 949-8321  
Telephone (702) 949-8320

John C. Hinderaker, AZ State Bar No. 018024  
Email: JHinderaker@LRLaw.com  
Rob Charles NV State Bar No. 0065934  
Email: RCharles@LRLaw.com

Attorneys for USACM Liquidating Trust

E-Filed June 4, 2009

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA**

In re:

USA Commercial Mortgage Company,

USA Capital Realty Advisors, LLC,<sup>1</sup>

USA Capital Diversified Trust Deed Fund,  
LLC,

USA Capital First Trust Deed Fund, LLC,<sup>2</sup>

USA Securities, LLC,<sup>3</sup>

Debtors.

**Affects:**

- ☐ All Debtors
- ☒ USA Commercial Mortgage Company
- ☐ USA Capital Realty Advisors, LLC
- ☐ USA Capital Diversified Trust Deed Fund, LLC
- ☐ USA Capital First Trust Deed Fund, LLC
- ☐ USA Securities, LLC

Case No. BK-S-06-10725-LBR,  
Case No. BK-S-06-10726-LBR<sup>1</sup>  
Case No. BK-S-06-10727-LBR,  
Case No. BK-S-06-10728-LBR<sup>2</sup>  
Case No. BK-S-06-10729-LBR<sup>3</sup>

CHAPTER 11

Jointly Administered Under Case No.  
BK-S-06-10725 LBR

**Motion For Allowance of Bunch  
Claim**

**Hearing Date: June 26, 2009**  
**Time: 9:30 a.m.**

USACM Liquidating Trust (the "Trust") moves this Court for an Order allowing the unsecured claim of Del Bunch and Ernestine Bunch ("Bunch") in the amount of \$11,358,661.28. This Motion is explained in the following Memorandum.

**MEMORANDUM**

1. USA Commercial Mortgage Company ("USACM") filed its amended Schedule F identifying an unsecured claim of Bunch in the amount of \$10,500,000, listed as disputed.

2. Bunch filed claim No. 10725-01099 ("Bunch Claim") asserting an unsecured claim in the amount of \$11,358,661.28.

<sup>1</sup> This bankruptcy case was closed on September 23, 2008.

<sup>2</sup> This bankruptcy case was closed on October 12, 2007.

<sup>3</sup> This bankruptcy case was closed on December 21, 2007.

255735.1

LEWIS  
AND  
ROCA  
—LLP—  
LAWYERS

Proof of Service

Copy of the foregoing served on June 4,  
2009, via e-mail or first class postage  
prepaid U.S. mail to all parties listed on  
the Post Effective Date Service List on  
file with this Court and on

Del Bunch  
Ernestine Bunch  
1909 Red Robin Ct  
Las Vegas, NV 89134-6157

/s/ Carrie Lawrence  
Carrie Lawrence  
Lewis and Roca LLP